

# JOINT DECLARATION FOR PATENT APPLICATION

#3

As the below named inventors, we hereby declare that:

APR - 6 1999

Our residences, post office addresses and citizenship as stated below next to our names;

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled SYSTEM AND METHOD FOR NETWORKED EXCHANGE the specification of which:

☐ is attached hereto.

☒ was filed on July 11, 1997 as application serial number 08/891,633 and, if applicable, was amended on \_\_\_\_\_.

☐ was filed as International (PCT) application No. \_\_\_\_\_, on \_\_\_\_\_, and was amended in accordance with Article 34 (PCT) as shown in the International Preliminary Examination Report dated \_\_\_\_\_.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

## Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. 119
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>

## Prior United States Application(s)

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial Number	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned

And we hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys, their registration numbers being listed after their names:

Jerry W. Mills, Registration No. 23,005; Scott F. Partridge, Registration No. 28,142; Rodger L. Tate, Registration No. 27,399; James Remenick, Registration No. 36,902; Laurence H. Posorske, Registration No. 34,698; James B. Arpin, Registration No. 33,470; Steven P. Klocinski, Registration No. 39,521; Eric Sinn, Registration No. 40,177; Stacy B. Margolies, Registration No. 39,760; and Floyd Chapman, Registration No. 40,555.

All correspondence and telephone communications should be addressed to: **Baker & Botts, L.L.P.; The Warner, Suite 1300; 1299 Pennsylvania Avenue, N.W.; Washington, D.C. 20004-2400; (202) 639-7700**, which is also the address and telephone number of each of the above listed attorneys.

We hereby declare that all statements made of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature: James Michael Odom Date: 2/27/98

Full Name of  
First Inventor ODOM JAMES MICHAEL  
Family Name First Given Name Second Given Name

Residence 320 Garfield B., Santa Fe, New Mexico 87501

Citizenship USA

Post Office  
Address Same

Signature: [Signature] Date: 2/27/98

Full Name of  
Second Inventor YELICH SCOTT D.  
Family Name First Given Name Second Given Name

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Citizenship USA

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Address Same

**LAW OFFICES**  
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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: James Michael OdomApplication No./Patent No.: unassigned Filed/Issue Date: 07/10/2003Entitled: REAL TIME NETWORK EXCHANGE WITH SELLER SPECIFIED EXCHANGE PARAMETERS AND INTERACTIVE PARTICIPATIONBID/ASK, LLC, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012333, Frame 0796, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

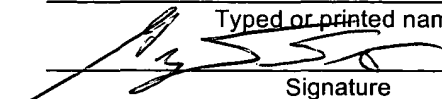
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

7/10/2003  
Date

Gregory S. Smith

Typed or printed name

  
Signature

Attorney for Assignee

Title



JANUARY 29, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.gov

GEORGE & DONALDSON, L.L.P.  
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\*101909347A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/03/2001

REEL/FRAME: 012333/0796  
NUMBER OF PAGES: 5

BRIEF: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

## ASSIGNOR:

CORRECTED RECORDATION SHEET WITH  
CERTIFICATE OF AMENDMENT OF  
BID/ASK, L.L.C. FORMERLY AUCTION  
SOURCE, L.L.C.

DOC DATE: 03/12/2001

## ASSIGNEE:

BID/ASK, L.L.C.  
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ARROYO SECO, NEW MEXICO 87514

SERIAL NUMBER: 09532684  
PATENT NUMBER:

FILING DATE: 03/21/2000  
ISSUE DATE:

SERIAL NUMBER: 08891633  
PATENT NUMBER: 6058379

FILING DATE: 07/11/1997  
ISSUE DATE: 05/02/2000

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MARY BENTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

Please type a plus sign (+) inside this box → ☐

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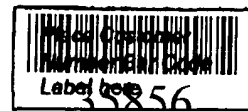
**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	unassigned
Filing Date	07/10/2003
First Named Inventor	James Michael ODOM
Title	REAL TIME NETWORK EXCHANGE WITH SELLER...
Group Art Unit	unassigned
Examiner Name	unassigned
Attorney Docket Number	02004.1010

I hereby appoint:

☒ Practitioners at Customer Number

35856


☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

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OR

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35856

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I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
**SIGNATURE of Applicant or Assignee of Record**

Name	James Michael Odom
Signature	<i>James Michael Odom</i>
Date	July 10, 2003

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

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